

IS INSOLVENT

**Application for a Receiver for
Pastime Club.**

Made in the Names of J. W. Moore
and Charles H. Bailey.

THE ACTION TAKEN TO PREVENT
THE BRINGING OF ATTACHMENTS

**No Money On Hand to Discharge
standing Obligations—Reasons
Club's Insolvency—A Large I
quent List—Judge Klein's Decisi
Court News.**

Mr. William E. Fisse and Mr. Adiel
wood entered the Circuit Clerk's office
afternoon at 2 o'clock. Mr. Fisse's

for a receiver for the Pa
Gymnasium Association, and Mr. Sher
purpose was to make answer that the
gations in Mr. Fisse's petition were true
matter was referred to Judge Vall
court, and the attorneys betook them
thither. They had a talk with the Judge
arranged to have him take action
afternoon. The application for a re

Ball, trustees for a deed of trust. The petition sets forth that the Ball Gymnasium Association was incorporated for \$25,000, the capital was afterwards increased to \$50,000. On Aug. 1, 1891, the association borrowed \$30,000, from William E. Fiske, and the principal notes were for five years at 6 per cent. The petition alleges that the \$30,000

There are no other assets of the association, and the purchase of ground and the erection of a clubhouse and other equipment of the clubhouse is the result of a floating indebtedness of \$11,000. The petitioners claim that the creditors to whom the association was indebted for this indebtedness made urgent demands for payment, so the Board of Directors were obliged to endorse a note for \$6,000, and to pay a balance of \$4,000 of the floating debt. The petitioners claim that the debt remained unsatisfied, and, the petitioners claim, the creditors are becoming impatient.

further alleged that an interest note on the \$80,000 loan is due Feb. 8, and the club, being insolvent, is unable to make payments. The petition also alleges that the club, having no property on which to make payments, there being no assets if the club house would bring more than the mortgage debt at a sale. The petition recites finally that the club is insolvent.

Judge Klein's Decisions.

Judge Klein overruled the demurrer to the petition of the plaintiffs, and granted the petition for judgment on the suit of the St. Louis Real Estate Association against the Western Building and Loan Association, No. 1. The plaintiffs alleged that they had been paid a claim of \$500 which had been loaned by the association, and the defense demurred on the ground that they

ation, as was proved by the certificates stock filed as an exhibit. The Court admitted the distinction between stockholders outside creditors, but maintained the exhibit was no part of the petition and not be considered.

In the suit of Edward S. Rowe against F. Buckmaster and Charles F. Johnson, Judge Klein overruled the motion to set out parts of Johnson's answer. The action is on a note for \$1,200, dated May 1, 1910.

Johnson pleaded as a defense that Buckmaster gave him a deed of trust to cure the note. Johnson intended the deed for the benefit of Bernard J. Riley and ordered the same to him, and also the deed of trust. Riley assigned the note to the deed to Rowse. The property was for non-payment of taxes to M. D. A. from whom Rowse bought it for. Johnson claimed that he was released from responsibility for the note by the diligence of Rowse in allowing the lien deed of trust to be lost, so that it could not be enforced.

New Trial Granted.

assessment of damages on an injury against Thomas Cantwell. The suit is done for unlawful detainer. The Appeals his opinion said the Court reversed his decision in

well case he followed the ex-
position of the law made by the Court in
Appeals and limited the amount of d-
ages to the 10 per cent of the
unjoined. Meanwhile the McC-
case went to the Supreme Court
where the judgment of the Court of App-

...therefore, sustained
motion for a new trial in
Lebens-Cantwell case is an error of law
to the amount of damages which might
assessed.

Ask a Division.

Joe B. Ostermann to-day died. age

John J. Ostermann, for the division
respective interests in a lot on Tenth street
20x114 feet, and a lot 974x544 feet, on 8
Tenth street. The plaintiff and his brother
John J. Ostermann, were heirs-at-
law of Gerhard H. Ostermann, their father.

Charles Vagrancy and Adultery.
Alfred Armstrong was to-day gran

the parties were married he
and the plaintiff alleged that t
ant was a vagrant and
provide for the : suppo
his family. She alleged also that
guilty of adultery, that he abandone
several occasions and that he open

Alleges Infidelity.
August Schrader applied for a divorce from Cora Schrader to-day. The

... 1889, and has not since that time, he claims, the defendant committed adultery with a woman among them one Thomas Arrington, deceased. The plaintiff asks

ers, aged years.

IS INSOLVENT

Application for a Receiver for
Pastime Club.

Made in the Names of J. W. Mott
and Charles H. Bailey.

THE ACTION TAKEN TO PREVENT
THE BRINGING OF ATTACHMENTS.

No Money On Hand to Discharge Outstanding Obligations—Reasons for the Club's Insolvency — A Large Delinquent List—Judge Klein's Decisions—Court News.

Mr. William E. Fisse and Mr. Adiel Sherwood entered the Circuit Clerk's office this afternoon at 2 o'clock. Mr. Fisse's mis-

for a receiver for the Pastime Gymnasium Association, and Mr. Sherwood's purpose was to make answer that the allegations in Mr. Fisse's petition were true. The matter was referred to Judge Vaillant's court, and the attorneys betook themselves thither. They had a talk with the Judge and arranged to have him take action this afternoon. The application for a receiver

Ballley, trustees for a deed of trust. The petition sets forth that the Pastime Gymnasium Association was incorporated* for \$25,000, which capital was afterwards increased to \$50,000. On Aug. 1, 1891, the association borrowed \$50,000, from William E. Fisse, and the principal notes were for five years at 6 per cent. The petition alleges that the \$50,000 sub

purchase of ground and the erection of equipment of the club-house. The result was a floating indebtedness of \$11,000. The petition stipulates that the creditors to whom association was indebted for this \$11,000 made urgent demands for payment, so that the Board of Directors were obliged to endorse a note for \$6,000, and to pay \$2,000. A balance of \$4,000 of the floating debt remained unsatisfied, and, the petition alleges, the creditors are becoming im-

further alleged that an interest note for \$100 on the \$80,000 loan is due Feb. 8, and the association, being insolvent, is unable to meet it, having no property on which to raise more money, there being grave doubt if the club house would bring the amount of the mortgage debt at a forced sale. The petition recites finally that bills

Judge Klein's Decisions.

Judge Klein overruled the demurrer to the petition of the plaintiff in the suit of the St. Louis Brewing Association against the Western Union Building and Loan Association, No. 4. The plaintiffs alleged that they had been assured a claim of \$500 which had been loaned by the association and which was now insured on the ground that they

tion, as was proved by the certificate stock filed as an exhibit. The Court admitted the distinction between stockholders and outside creditors, but maintained that the exhibit was no part of the petition and could not be considered.

In the suit of Edward S. Rowe against P. Buckmaster and Charles P. Johnson, Judge Klein overruled the motion to set aside parts of Johnson's answer. The court is on a note for \$1,200, and

alleged that there is a balance of \$604.40. Johnson pleaded as a defense that Luckmaster gave him a deed of trust to use the note. Johnson indorsed the note for the benefit of Luckmaster and assigned the same to him, and also the deed of trust. Riley assigned the note to the deed to Rowe. The property was for non-payment of taxes to M. D. All from whom Rowe bought it for Johnson and the deed was assigned from responsibility for the note by the release of Rowe in allowing the lien deed of trust to be lost, so that it could

New Trial Granted.

assessment of damages on an injunction bond in the case of Peter Lebans against Thomas Cantwell. The suit is an old one for unlawful detainer. The Judge in his opinion said the Court of appeals reversed his decision in a

McCabes, and hence in the "Lesson-Cancellation" case he followed the interpretation of the law made by the Court of Appeals and limited the amount of damages to the 10 per cent of the sum joined. Meanwhile the McCabe case went to the Supreme Court where the judgment of the Court of Appeals

med. He, therefore, sustained the
otion for a new trial in the
bens-Cantwell case is an error of law as
the amount of damages which might be
essed.

Ask a Division

For B Ostermann to-day filed. against

hn J. Ostermann, in a lot on Tenth stre
pective interests in a lot on Tenth stre
114 feet, and a lot 974x344 feet, on Se
th street. The plaintiff and his brother
hn J. Ostermann, were heirs-at-l
Gerhard H. Ostermann, their father.

Property in common with wife, who died in April, 1902, he devised his interest in the property to the defendant who are respectively his widow and child.

Charge of Vagrancy and Adultery.

Charles Armstrong was to-day grand

the parties were married he
and the plaintiff alleged that t
ant was a vagrant and
provide for the suppo
family. She alleged also that
ity of adultery, that he abandone
veral occasions and that he spen

Alleges Infidelity.
August Schrader applied for a divorce from his wife, Anna Schrader to-day. The charges are adultery and desertion.

that she deserted in 1960, and has not since that time, he claims. He admitted adultery with several of them one Thomas Arrased. The plaintiff asks

... , aged 6 years.

"Disfigured For Life"

atches, poems, vignettes in rhyme and many other attractive features for juvenile readers.

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Don't Fail to Get Art Portfolio No. 5

Don't Fail to Get Art Portfolio No. 7.

PERFECTING SLATES.	New York Stock Quotations.	BELIEVES IN MITCHELL.
States Senatorship Contest Out-	Corrected daily by Whitaker & Hodgman, bond and stock brokers, 300 North Fourth street, St.	J. A. St. John Thinks the Britisher

name in Iowa Still Uncertain.

LOUIS, Mo. St. LOUIS, Jan. 6.

Defeat the American Champion.

James A. St. John is back in the city, intends to take in the Corbett-Mitchell next month, and is confident Mitchell prove the winner. In this respect M

NAME OF STOCK.	ing.	est.	st.	ing.
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Amer. Tob., com.	73 1/2	73 1/2
Amer. Tob., pld.	12 1/2	12 1/2
Atholston	12 1/2	12 1/2

seigneur of Clarinda, J. F. Lacy or	Bar. & South	49	50%	49	50%	Mitchell's hard punches and his "foggy"
St. George D. Perkins of Sioux City,	Chas. & Ohio com	174	178	174	174	tics will keep Corbett hustling for
Stones of Glenwood, L. S. Coffin of	Canadian Pacific	1144	1164	1144	115	start.
odge and A. B. Cunningham of Des	Central New Jersey	1144	1164	1144	115	The report that he was interested
Gear is conceded to be in the lead,	Ch. & Alton Com	624	648	624	624	Frank Shaw last summer and is
has not enough votes to nominate,	Ch. East	35	354	35	354	tied up with the St. Paul.
the Republicans have 110 out of 180	C. & C. R. L.	35	354	35	354	

of the Legislature, and it will take in the caucus to secure a nomina- All the candidates of the op- have their headquarters at the Savery and their friends usy at work. The nominating	Chf. & East, Inc..... Chf. H. L. F..... Chf. Bur. Quincy..... Wm. S. G. S..... Wm. M. St. P. psd..... Chf. & N. W. com..... Col. Fuel & Iron.....	64% 68% 64% 68% 74% 78% 74% 78% 57% 59 57 59 118 99% 100% 99% 100% 240 240	in his universal trade venture. John says is without any founda- whatever. "The only business with its tracks over several years when I made type to set up their grammes," said he. Regarding the that he might be the next Pastime A
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Coston Oil & W.	104	168	104	168
Del., Lack. & P.	135	134	135	134
Del. and Hudson	35	35	35	35
Edison General	75	75	74	74
Erie, Gen.	14	14	14	14
Erie, P.	75	75	74	74
Erie, P.	75	75	74	74

Club President, Mr. St. John said: "The
also a fairly tale, for I am not even a member
of the organization."

Mr. St. John received a letter from
Gaudaur this morning in which the big
man states he is taking no more
part in the game, but will

Hooking Valley	30	51	81	34	Winter
Illinois Central	51	81	91	34	down again, as usual, next summer.
Laclede Gas Co.	14	14	14	14	He says he is anxious to meet John Thomas
Laclede Gas Co., pfd	14	14	14	14	Tom Sullivan, the New Zealand champion
Laclede Gas Co., bonds	83	14	14	83	at the Austin regatta next June.
Lake Erie & Western, com.	14	14	14	14	
Lake Erie & Western, pfd.	14	14	14	14	
Lake Erie & Western, com.	121	122	122	121	

Order of Reliable Protection.

Louisville & Nashville	42%	44%	42	44%
Lead, com	25	25%	25	25
Lead, pd	70	71	70	71
Insured oil				
Missouri Pacific	19%	21%	19%	21%
Mo. & Tex. pd	24	24%	24	24%

Manhattan Elevated	100	100	100
Manhattan Rapid Transit	100	100	100
Metropolitan	100	100	100
Nash & Chase	100	100	100
Natl. Cordage Co.	100	100	100
Natl. Cordage pld	100	100	100
New York & New Jersey	100	100	100
New York Central	100	100	100
N.Y. G. & S. Ry.	100	100	100

The lodge received four applications for membership. The meeting closed with

[illegible]

ON world-renowned shoemaker of d. WENBURY, 60 Chestnut street.	Omaha com- Omaha commo. pld Pacific Mail. Peoria, Deestler & Evans. Philadelphia & Reading Pullman Palace Car. Richmond Terminal	32 32 1104 156 196 188 226	36 36 156 156 156 169 226	56 56 156 156 156 169 226	Grand Officers will also install the newly elected. The Order of Reliable Protection abroad, receiving new members com-
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	SILVER	SUGAR	COFFEE	WHEAT
Southern Pacific	12 1/2	12 1/2	12 1/2	12 1/2
Sugar, common	8 1/2	8 1/2	8 1/2	8 1/2
Coffee, old	15 1/2	15 1/2	15 1/2	15 1/2
Tenn. Coal & Iron	8 1/2	8 1/2	8 1/2	8 1/2
Texas & Pacific	12 1/2	12 1/2	12 1/2	12 1/2
Toledo, Ann Arbor & Mich.	12 1/2	12 1/2	12 1/2	12 1/2

U. S. Rubber, com.	41	41	40	40
U. S. Rubber, pri.				
Wabash, St. L. & P.	144	144	144	144
Wabash, St. L. & P.	84 1/2	84 1/2	84 1/2	86
Western U. T. Co.				
Wheeling com.				
Wheeling pri.				

Expert on Wooden Legs.
New York Times.

NEW YORK, Jan. 6.—Arrived: Paris, Smith ton.

Late Markets.

PHOENIX, H. Jan. 6.—(Cores easy, lowest bid 54c; No. 3, 54c. Oak—Crescent, No. 3, 54c.)

of Henry Brabban against the New Traction Co. was concluded this in the Circuit Court, and a verdict of the plaintiff for \$10,000, the full claimed, was rendered. Brabban is now in the city.

Live Stock by Telegraph.
CHICAGO, Ill., Jan. 6.—The Evening Journal reports:—Wheat, 1,800; shipments, 800.

Cattle Market.
Jan. 6, 1890. No 3 white, 27,000; hys (all), Whiskey 80; corn, 62,800; rye, 61,000; corn, 1,000; corn, 62,800; rye, 61,000; barley, 1,400. Shipments—Wheat, 800; cattle, 57,300; rye, none; hams, 100.

Cattle Market.
CHICAGO, Ill., Jan. 6.—The Evening Journal reports:—Wheat, 1,800; shipments, 800.

and such may be, the cattle and sheep markets are wanted to put on the stand yesterday a wooden-legged man from Iowa, who makes wooden legs, to prove that a limb is not much worse off with artificial limbs than the natural ones. The

What few on sale raised steady. The following are about the current prices: Extra steers \$5.10; good steers, \$4.75; 2½ year old steers, \$4.50; yearling steers, \$4.25; fair to good Texas, \$3.00; Hogs—Receipts, 20,000; shipments, 8,000; fully 100 lbs lower; rough and heavy, \$4.00; mixed and packers, \$3.50; 160 prime heavy, \$3.10; 160 light, \$2.75; 160 extra, \$2.50.

Reported by the Hanley & Kincaid Cattle & Hogs Co.

St. Louis, Jan. 8, 1890.

	First	Second	Third
	Calf.	Calf.	Calf.
January	17.10	16.00	15.00

to admit this kind of til-	8.00; select	1.00	February	12.00	
	steers, 32.00; sheep and lambs—Receipts, 1,000; ship-		March	12.00	
	ments, 400; steady prime western, \$24.00; 400 good		April	12.00	
	mixed, \$2.35; 700 fat cows, \$2.75; 250 Western		May	12.00	
	weathers, \$2.75; 100 Western, \$2.80; 50		June	12.00	
	prime lambs, \$2.75; fair to good lambs, \$2.50				
	1.50.				

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for Bronchitis and Hoarseness.



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Here

The W

THE WORLD AL

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Counting

Burlington
Route

BURLINGTON ROUTE—C. B. & Q.	
	Depart.
Rock Island, St. Paul, Minneapolis, Peoria, La Crosse and Dubuque Express.....	8:35 am
Rock Island, Bushnell, Galea-	

Burg, Georgia, St. Paul and Minneapolis Express	† 8:20 pm
BURLINGTON ROUTE-ST. L., K. & N.	
Minneapolis, St. Paul, Spirit Lake, Cedar Rapids Express	† 11:40 am
Denver, Lincoln, Omaha, Kan- sas City and California Ex...	† 8:45 pm
Mannibal, Quincy, Keokuk,	

Burlington Night Express	7:50 pm
Hannibal Day Express	7:40 am
Fast Mail, Louisiana, Hannibal, Quincy and Burlington	2:30 am
Local passenger from Quincy	7:50 pm
St. Paul & Minneapolis Spl. ..	7:45 pm
Texas Ex. via M., K. & T. to Seawall, Ft. Scott, Denison, Dallas and Houston	8:45 pm

and Galveston.....	† 7:40 am
CLEVELAND, CINCINNATI, CHICAGO	
LOUIS RAILWAY—"BIG FOUR ROUTE"	
Day Express.....	* 7:10 am
Southwestern Limited.....	* 8:05 am
Union Express.....	* 10:40 am
Union Express.....	

Atlantic Express.....	4:20 pm
Atlantic Express.....	5:55 pm
Atlantic Express.....	7:45 pm
ATLANTIC SHORT LINE, ST. L., A. & T. H. 1	
New Orleans and Cairo "Fast Mail".....	7:40 am

aduech, Metropolis and Murph-	7:40 am
phsboro Express.	7:30 pm
Memphis and Cairo Fast Line.	7:30 pm
New Orleans Limited.	
Ark City, Creal Springs &	
Cape Girardeau Express.	7:40 am
parta Express.	7:40 am
parta, Chester and Murphys-	4:25 pm

St. Louis Express.....	* 7:40 am
St. Louis and Chester Express...	* 7:40 am
St. Louis, Carbondale and Parker	* 7:40 am
City Express	* 4:25 pm

ST. LOUIS & HANNIBAL RAILROAD

Mail and Express.....	* 6:30 am
Mail and Express.....	* 4:30 pm

MOBILE ROUTE

all and Express.....	7:35 am
clude Night Express.....	6:55 pm
ST. LOUIS & SAN FRANCISCO RAIL	
alley Park Accommodation..	7:00 am
alley Park Accommodation..	8:40 am
ansas & Colorado Mail.....	8:25 am
	8:35 am

Kansas & Texas Vestibules	8:25 am
Valley Park Accommodation	9:00 am
Valley Park Accommodation	1:00 pm
Valley Park Accommodation	2:00 pm
Valley Park Accommodation	5:25 pm
Valley Park Accommodation	6:30 pm
Valley Park Accommodation	8:30 pm
Valley Park Accommodation	8:30 pm

VANDALIA LINE	
Trains No. 20 and No. 21.....	8:10 am
Day Express	8:40 am
Indianapolis Accommodation.....	11:25 am
Y., Balt. & Wash. Express	9:00 pm
Chicago Day Express.....	8:10 am
Chicago Day Express.....	8:10 am

Chicago Diamond Special.....	8:10 pm
Indianapolis Day Express.....	8:10 am
Indianapolis Night Express.....	8:00 pm
St. Louis Accommodation.....	5:30 pm

LINES EAST OF THE MISSISSIPPI RIVER	
Chicago Local Express	7:30 am
Chicago Fast Express	9:00 am
St. Louis, Detroit & New York	
Fast Express	7:30 am
.....	8:50 am
.....	9:00 am

Chicago Acconodation Limited.....	7:00 pm
Chicago Acconodation Limited.....	8:30 pm
LINE 8 WE-T OF THE MISSISSIPPI RIVER	
Chicago City Mail and Express.....	8:30 am
Chicago City, Ottumwa.....	9:00 am
Chicago Accommodation.....	4:30 pm
Chicago, St. Paul.....	

Express	8:25 pm
Las Cruces City Fast Express	8:35 pm
Arguson Accommodation	7:30 am
Arguson Accommodation	1:00 pm
Arguson Accommodation	1:00 pm
Arguson Accommodation	6:25 pm
Alam Accommodation	11:00 pm
Arguson (Thursday only)	1:00 pm
Arguson Acc. (Sunday only)	4:00 pm
Arguson Acc. (Sunday only)	4:00 pm

FROM FRANKLIN AVENUE STATION.	
Agoston Accommodation...	6:50 am
Agoston Accommodation...	8:50 am
Agoston Accommodation...	10:45 am
Agoston Accommodation...	1:15 pm
Agoston Accommodation...	4:15 pm
Charles Accommodation...	6:50 pm

Station	Account	Balance	Debit	Credit
Wagon	(Fri. and Sat. only)	1.00		
Wagon	Sunday only	1.00		
Wagon	Sunday only	1.00		
Wagon	Sunday only	1.00		
Wagon	Sunday only	1.00		

RAILROAD TIME TABLE.

[illegible]

